

FILED

SEP - 4 2007

M. H. H. H.

CLERK OF THE
INDIANA SUPREME COURT
COURT OF APPEALS
AND TAX COURT

IN THE MATTER OF THE)
) Case No. 88S00-0709-MS-346
APPROVAL OF LOCAL RULES)
)
FOR WASHINGTON COUNTY)

**ORDER APPROVING AMENDED LOCAL RULES
ADOPTED PURSUANT TO ADMINISTRATIVE RULE 15**

The Hon. Robert L. Bennett, Judge of the Washington Circuit Court, and the Hon. Frank Newkirk, Jr., Judge of the Washington Superior Court, have forwarded for approval by this Court an amendment to the local rule concerning the regulation of court reporter services in accordance with Ind. Administrative Rule 15. Such amendment for the Washington Circuit and Superior Court is set forth as an attachment to this order.

Upon examination of the proposed rule amendment requested by the Washington Circuit and Superior Court, this Court finds that the proposed rule amendment to Local Rule LR88-AR17-7 complies with the requirements of Ind.Administrative Rule 15, and, accordingly, should be approved effective thirty (30) days after the rule has been posted in the county clerk's office(s) and on the county clerk's website, if any, and on the Indiana Judicial Website.

IT IS, THEREFORE, ORDERED by this Court that Washington Circuit and Superior Court Local Rule LR88-AR15-7, set forth as an attachment to this Order, is approved effective thirty (30) days after the rule has been posted in the county clerk's office(s) and on the county clerk's website, if any, and on the Indiana Judicial Website.

The Clerk of this Court is directed to forward a copy of this Order to the Hon. Robert L. Bennett, Washington Circuit Court, 99 Public Square, #200, Salem, IN 47167-2098; to the Hon. Frank Newkirk, Jr., Washington Superior Court, 801 Jackson Street, Salem, IN 47167-1218; and to the Clerk of the Washington Circuit Court.

The Clerk of the Washington Circuit Court is directed to enter this Order and attachment in the Record of Judgments and Orders for the Courts, to post this Order and attachment for examination by the Bar and the general public, and if available, to publish this Order and attachment on the county clerk's website.

DONE at Indianapolis, Indiana, this 4th day of September, 2007.

RT Shepard
Randall T. Shepard
Chief Justice of Indiana

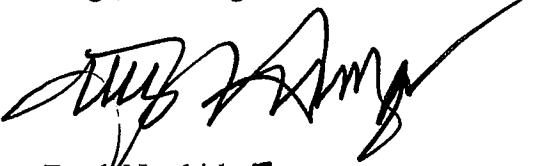
FINDING THAT GOOD CAUSE EXISTS
TO DEVIATE FROM THE SCHEDULE
FOR ADOPTING LOCAL RULE AMENDMENTS

The Judges of Washington County, Indiana, according to T. R. 81(D), find that good cause exists for the amendment proposed in the attached "LR88-AR15-7 - IMPLEMENTATION OF ADMINISTRATIVE RULE 15" to be adopted and the Washington County Courts now submit the attached amended Local Rule for consideration. This proposed local rule amendment is subject to review and approval by the Indiana Supreme Court. Comments may be submitted to Judge Robert L. Bennett, Washington County Circuit Court, 99 Public Square, Suite 200, Salem, Indiana 47167 or to Judge Frank Newkirk, Washington Superior Court, 801 Jackson Street, Salem, Indiana 47167, or email: circuit @blueriver.net, within thirty (30) days of posting in the county clerk's office, on the county clerk's website, and on the Indiana Judicial website. The proposed amendment to the Washington County Local Court Rules shall take effect thirty (30) days after posting and approval by the Indiana Supreme Court.

Respectfully submitted,



Robert L. Bennett
Judge, Washington Circuit Court



Frank Newkirk, Jr.
Judge, Washington Superior Court

LR88-AR15-7 - IMPLEMENTATION OF ADMINISTRATIVE RULE 15

The Courts of Washington County, Indiana adopt the following rules for Court Reporters services pursuant to Administrative Rule 15:

1. Each Court Reporter shall be paid an annual salary for time spent working under the control, direction and direct supervision of the Court during any regular work hours, gap hours or overtime hours.
2. Regular working hours shall be 35 hours per week. Gap hours shall be hours worked in excess of 35 hours per week. Overtime hours shall be worked in excess of 40 hours.
3. That for any gap or overtime hours worked, the Court and Court Reporter shall enter into a written agreement whereby compensation for such work shall be as follows:
 - a. Compensatory time off from regular work hours shall be given in an amount equal to the number of gap hours worked.
 - b. Compensatory time off from regular work hours shall be given in the amount of one and one-half (1-1/2) times the number of overtime hours worked.
4. The Court Reporter shall be compensated at the rate of ~~\$4.50~~ \$5.00 per page for any county indigent, state indigent or private transcripts prepared. The Court Reporter shall submit directly to the County a claim for the preparation of the county indigent transcript as other county claims are submitted. If the Court Reporter is required to prepare an expedited transcript, the maximum per page fee shall be ~~\$7.50~~ \$8.00 where the transcript must be prepared within 24 hours or less and ~~\$6.00~~ \$6.50 where the transcript must be prepared within 3 working days. Index and Table of Contents will be charged at the same rate as the other pages.
5. A minimum fee of ~~Forty-Five Dollars (\$45)~~ Fifty Dollars (\$50.00) will be charged for transcripts less than seven (10) pages in length.
6. Additional fees shall be added to the cost of the transcript for the following:
 - a. Reasonable cost of office supplies necessary for preparation and binding of the transcript, which shall be determined by the judges and published annually as the "Schedule of Transcript Supplies."
 - b. Labor charge in the sum of the approximate hourly rate of the court reporter's annual court compensation for time spent binding the transcript

and the exhibit binders.

7. If a transcript is prepared for purposes of appeal, the original paper transcript shall be forwarded to the Clerk upon completion. The Court Reporter is also directed to produce two (2) copies of an electronically formatted transcript, one of which shall become an official record of the Court proceedings and kept in the Court where said proceeding was held, and the other shall be submitted to the Clerk along with the original paper transcript.
8. Any transcript prepared for reasons other than appeal shall be delivered to the requesting party.
9. Each Court Reporter who received income from the preparation of transcripts shall report such amounts, at least annually, to the Indiana Supreme Court Division of State Court Administration, and on forms prescribed by such Division.
10. Should any Court Reporter elect to engage in the private business of recording and/or transcribing depositions, they shall do so outside of regular working hours and the Court's equipment, work space and supplies shall not be used for such purposes.